

November 16, 2017

Fort Collins Truck Sales
700 No. College Ave
Fort Collins, CO 80524

**RE: Notice of Formal Board Hearing, Pre-hearing Conference,
and Recommendation Date for a 112c Application,
Loveland Ready-Mix Concrete, Inc.,
Knox Pit, File No. M-2017-036**

Dear Party and/or Interested Person:

The Division of Reclamation, Mining and Safety (Division) appreciates you taking time to participate in the review process of the above referenced permit application. The application for the Knox Pit was submitted to the Division on September 7, 2017, by Loveland Ready-Mix Concrete, Inc. (Applicant). The application was considered filed for review on September 18, 2017. The public comment period for the application closed on November 8, 2017. The review period for the application will close on January 30, 2018.

An explanation of the Division's review process, your rights as either a party or a non-party, and the jurisdiction of the Mined Land Reclamation Board (Board), is provided in a 12-page memorandum, "Guide to Citizen Participation in the 112 Reclamation Permit Application Process for Construction Materials and Hard Rock/Metal Mining Operation", dated October 2, 2001, revised January 12, 2006. This memo is enclosed. As noted in the citizen's guide memo, in these proceedings the Division's authority is limited to enforcement of the Colorado Land Reclamation Act for the Extraction of Construction Materials, 34-32.5-101 *et seq.*, C.R.S. (Act) and the Mineral Rules and Regulation of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules). The citizen's guide memo, the Act and the Rules can be accessed through the Division's website, <http://mining.state.co.us>.

The Division has received written objections to the application. Therefore, pursuant to Rule 1.4.9(2)(a) and 1.7.4(2), the Division has scheduled the application for a Formal Board Hearing for consideration. The hearing has been scheduled for the February 21 and 22, 2018 Board meeting, which will occur at 1313 Sherman Street, Room 318, Denver, Colorado, beginning at 9:00 a.m. or as soon thereafter as the matter can be considered. During the hearing the Board will consider the application with objections and may decide to approve, approve with conditions, or deny the application for the Knox Pit.



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Pursuant to Rule 2.7, the Division will scheduled a Pre-hearing Conference between February 5 and February 9, 2018. The Pre-hearing Conference will be held to describe the Division's review process, to explain the rights and responsibilities of parties, to discuss and resolve issues to the extent possible, to describe the Board Hearing processes, to propose a list of issues under the Board's jurisdiction, to simplify that list, and to identify parties. The Pre-hearing Conference will occur in the Laporte/Fort Collins area. The specific time and location of the Pre-hearing Conference will be forwarded to all parties and interested persons as soon as such can be determined.

Pursuant to Rule 1.4.9, on or before January 30, 2018, the Division shall issue its recommendation to the Board for approval, approval with conditions, or denial of the application. Copy of the Division's recommendation will be forwarded to all parties and interested persons.

Please contact me at the Division's office at 1313 Sherman Street, Room 215, Denver Colorado 80523 or at (303) 866-3567 ext. 8120, if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jared Ebert", with a stylized flourish at the end.

Jared Ebert
Environmental Protection Specialist III

Attachment: Certificate of Service

Enclosure: Guide to Citizen Participation

cc w/enclosure: Wally Erickson, DRMS Senior Environmental Protection Specialist

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Certificate of Service

I, Jared Ebert, hereby certify that on this 16th day of November, 2017, I deposited a true copy of the foregoing Notice to Parties and Interested Persons to the Knox Pit, dated November 16, 2017, RE: Notice of Formal Board Hearing, Pre-hearing Conference, and Recommendation Date for a 112c Application, Loveland Ready-Mix Concrete, Inc., Knox Pit, File No. M-2017-036, and the Division's informational memo, Guide to Citizen Participation, revised January 12, 2006, in the US Mail, postage paid, addressed to the following:

Fort Collins Truck Sales	700 No. College Ave	Fort Collins	CO	80524
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Signature and date